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## NOTICE OF ALLOWANCE AND FEE(S) DUE

26949

7590

03/23/2004

HESKA CORPORATION INTELLECTUAL PROPERTY DEPT. 1613 PROSPECT PARKWAY FORT COLLINS, CO 80525

 EXAMINER	
 FOLEY, SHANON A	

ART UNIT

PAPER NUMBER

DATE MAILED: 03/23/2004

APPLICATION NO. FILING DATE		FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/830,221	08/10/2001	Joel R. Haynes	DE-3-C2-PUS	3163

TITLE OF INVENTION: CATIONIC LIPID-MEDIATED ENHANCEMENT OF NUCLEIC ACID IMMUNIZATION OF CATS

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$665	\$0	\$665	06/23/2004

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. <u>PROSECUTION ON THE MERITS IS CLOSED</u>. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE REFLECTS A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE APPLIED IN THIS APPLICATION. THE PTOL-85B (OR AN EQUIVALENT) MUST BE RETURNED WITHIN THIS PERIOD EVEN IF NO FEE IS DUE OR THE APPLICATION WILL BE REGARDED AS ABANDONED.

#### HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status is changed, pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above and notify the United States Patent and Trademark Office of the change in status, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check the box below and enclose the PUBLICATION FEE and 1/2 the ISSUE FEE shown above.

Applicant claims SMALL ENTITY status.
 See 37 CFR 1.27.

II. PART B - FEE(S) TRANSMITTAL should be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). Even if the fee(s) have already been paid, Part B - Fee(s) Transmittal should be completed and returned. If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

# PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

			or Fax	(703) 746-4000	ginia 22515-1450	
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	E ADDRESS (Note: Legibly mark-up	with any corrections or t	use Block 1)	Fee(s) Transmittal. The papers. Each addition	f mailing can only be used f nis certificate cannot be used al paper, such as an assignm	for any other accompanying
26949 759	90 03/23/2004			have its own certificat	te of mailing or transmission.	
HESKA CORPOI INTELLECTUAL I 1613 PROSPECT F FORT COLLINS, O				Certificate of Mailing or Transmission  I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO, on the date indicated below.		
roki collins, c	00 00323					(Depositor's name)
						(Signature)
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A DRIVING A TION NO	FILING DATE	ī	FIRST NAMED INVE	NTOP.	ATTORNEY DOCKET NO.	CONFIRMATION NO.
APPLICATION NO.		<u>-</u>	Joel R. Haynes		DE-3-C2-PUS	3163
09/830,221	08/10/2001	CO ENHANCEME	•			3103
TITLE OF INVENTION: CA	A HONIC LIPID-MEDIA I I	ED ENHANCEME	ENT OF NUCLEIC	ACID IMMUNIZATIO		<u>.                                    </u>
APPLN. TYPE	SMALL ENTITY	ISSUE FE	EE I	UBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$665		\$0	\$665	06/23/2004
EXAM	INER	ART UN	IT C	CLASS-SUBCLASS	]	
FOLEY, SI	IANON A	1648		424-196110		
Address form PTO/SB/12	on (or "Fee Address" Indicator more recent) attached. Use	tion form e of a Customer	firm (having as agent) and the r attorneys or age will be printed.	natively, (2) the name a member a registered ames of up to 2 regis nts. If no name is liste or type)	attorney or 2	
DI BASE MOTE, U-lass	an assignee is identified be d to the USPTO or is being s EE	low, no assignee di submitted under sep (B	ata will appear on ti parate cover. Compl ) RESIDENCE: (CI	ne patent. Inclusion of a etion of this form is NO TY and STATE OR CO	assignee data is only appropr IT a substitute for filing an as DUNTRY)  corporation or other private a	signitent.
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☐ Publication Fee			☐ Payment by cred	it card. Form PTO-203	8 is attached.	
☐ Advance Order - # of	Copies	•——	☐ The Director is Deposit Account N	hereby authorized by o	charge the required fee(s), or (enclose an extra	r credit any overpayment, to copy of this form).
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(Authorized Signature) (Date)						
NOTE; The Issue Fee and Publication Fee (if required) will not be acceptoher than the applicant; a registered attorney or agent; or the assigned interest as shown by the records of the United States Patent and Trademark C			ee or other party in k Office.	1		
obtain or retain a benefit application. Confidentiality estimated to take 12 minut completed application for case. Any comments on suggestions for reducing t Patent and Trademark ( 22313-1450 DO NOT S	tion is required by 37 CFR by the public which is to f y is governed by 35 U.S.C. tes to complete, including g m to the USPTO. Time with amount of time you his burden, should be sent Office, U.S. Department END FEES OR COMPLE for Patents, Alexandria, Vir	and by the US and 37 CFR L. athering, preparing ill vary depending require to comple to the Chief Infon of Commerce, ACTED FORMS TO	SPIO to process) a	<u> </u>		

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HESKA CORPORATION			FOLEY, SHANON A				
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FORT COLLI	NS, CO 80	, CO 80525		1648			
			DATE MAILED: 03/23/200	4			

#### Determination of Patent Term Extension under 35 U.S.C. 154 (b)

(application filed after June 7, 1995 but prior to May 29, 2000)

The Patent Term Extension is 0 day(s). Any patent to issue from the above-identified application will include an indication of the 0 day extension on the front page.

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Extension is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) system (http://pair.uspto.gov).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (703) 305-1383. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at (703) 305-8283.